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Attorney Docket No.: 022001-000902US

NOV 0 5 2004 Shimissioner for Patents

Alexandria, VA 22313-1450

On 1/2/04

TOWNSEND and TOWNSEND and CREW LLP

By:_______

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Yulun Wang

Application No.: 10/722,837

Filed: November 26, 2003

For: MULTI-FUNCTIONAL

SURGICAL CONTROL SYSTEM AND

SWITCHING INTERFACE

Examiner: To Be Assigned

Art Unit: 3739

INFORMATION DISCLOSURE

STATEMENT UNDER 37 CFR §1.97 and

§1.98

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

The references cited on attached form PTO/SB/08A and PTO/SB/08B are being called to the attention of the Examiner. Copies of U.S. references are not enclosed. Copies of the non- U.S. references identified as 187 and 189. In accordance with 37 CFR §1.98(d), copies of the remaining references can be found in Application No. 08/693,352, filed August 6, 1996 (Attorney Docket No. 022001-000910US). It is respectfully requested that the cited references be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

Yulun Wang

Application No.: 10/722,837

Page 2

As provided for by 37 CFR 1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

Applicant believes that <u>no fee is required</u> for submission of this statement. However, if a fee is required, the Commissioner is authorized to deduct such fee from the undersigned's Deposit Account No. 20-1430. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

Respectfully submitted,

Mark D. Barrish Reg. No. 36,443

TOWNSEND and TOWNSEND and CREW LLP Two Embarcadero Center, Eighth Floor San Francisco, California 94111-3834

Tel: 650-326-2400 Fax: 650-326-2422

MDB:rlj 60332842 v1

Information Disclosure Statement Certified Copy of Priority Document(s) Response to Missing Parts/ Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Townsend and Townsend and Crew LLP dividual name Mark D. Barrish Reg. No. 36,443			
FORM (to be used for all correspondence after initial filing) Art Unit Examiner Name O22001-000902US ENCLOSURES (Check all that apply) Fee Transmittal Form Fee Attached Cappeal Communication After Final After Final After Final After Final After Allowance Composed Applea and Interface (Appeal Notice, Brief, F.) Extension of Time Request Express Abandonment Request Information Disclosure Statement Certified Copy of Priority Document(s) Response to Missing Parts/ Incomplete Application Response to Missing Parts/ Incomplete Application SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Townsend and Townsend and Crew LLP Mark D. Barrish Reg. No. 36,443 Reg. No. 36,443 Reg. No. 36,443 Reg. No. 36,443			
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PTO/SB/08A (08-03) stitute for form 1449A/PTO Complete if Known **Application Number** 10/722,837 INFORMATION DISCLOSURE November 26, 2003 Filing Date STATEMENT BY APPLICANT First Named Inventor Hwang, Yean-Yow Art Unit 3739 (use as many sheets as necessary) **Examiner Name** Unassigned 9 022001-000902US Sheet Attorney Docket Number

		Document Number]		
xaminer Initials*	Cite No.1	Number Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	0001	US-977,825	12-06-1910	Murphy	<u> </u>
	0002	US-3,171,549	03-02-1965	Orloff	
	0003	US-3,280,991	10-25-1966	Melton et al.	
	0004	US-4,058,001	11-15-1977	Waxman	
	0005	US-4,128,880	12-05-1978	Cray, Jr.	
	0006	US-4,221,997	09-09-1980	Flemming	
	0007	US-4,367,998	01-11-1983	Causer	
	0008	US-4,401,852	08-30-1983	Noso et al.	
	0009	US-4,456,961	06-26-1984	Price et al.	
	0010	US-4,460,302	07-17-1984	Moreau et al.	
	0011	US-4,474,174	10-02-1984	Petruzzi	
	0011	US-4,750,136	06-07-1988	Arpin	
	0012	US-4,491,135	01-01-1985	Klein	
	0013	US-4,503,854	03-12-1985	Jako	
	0014	US-4,517,963	05-21-1985	Michel	
	0015	US-4,523,884	06-18-1985	Clement et al.	
	0016	US-4,586,398	05-06-1986	Yindra	
	0017	US-4,604,016	08-05-1986	Joyce	
	0018	US-4,616,637	10-14-1986	Caspari et al.	
	0019	US-4,624,011	11-18-1986	Watanabe et al.	
	0020	US-4,633,389	12-30-1986	Tanaka et al.	
	0021	US-4,635,292	01-06-1987	Mori et al.	
-	0022	US-4,641,292	02-03-1987	Tunnell et al.	
	0023	US-4,655,257	04-07-1987	Iwashita	
	0024	US-4,672,963	06-16-1987	Batten	
	0025	US-4,676,243	06-30-1987	Clayman	
	0026	US-4,728,974	03-01-1988	Nio et al.	
	0027	US-4,762,455	08-09-1988	Coughlan et al.	•
	0028	US-4,791,934	12-20-1988	Brunnett	
	0029	US-4,791,940	12-20-1988	Hirschfeld et al	
_	0030	US-4,794,912	01-03-1989	Lia	
	0031	US-4,815,006	03-21-1989	Andersson et al.	
	0032	US-4,815,450	03-28-1989	Patel	
	0033	US-4,837,734	06-06-1989	Ichikawa et al.	
	0034	US-4,852,083	07-25-1989	Niehaus et al.	
	0035	US-4,853,874	08-01-1989	Iwamoto et al.	
	0036	US-4,854,301	08-08-1989	Nakajima	
_	0037	US-4,860,215	08-22-1989	Seraji	
	0038	US-4,863,133	09-05-1989	Bonnell	
	0039	US-4,883,400	11-28-1989	Kuban et at.	
	0040	US-4,930,494	06-05-1990	Takehana et al.	
Exam Signa				Date Considered	

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Substitute for form 1449A/PTO				Complete if Known		
				Application Number	10/722,837	
INF	DRMATIO	N DIS	SCLOSURE	Filing Date	November 26, 2003	
STATEMENT BY APPLICANT				First Named Inventor	Hwang, Yean-Yow	
				Art Unit	3739	
	(use as many sheets as necessary)			Examiner Name	Unassigned	
Sheet	2	of	9	Attorney Docket Number	022001-000902US	

	ļ	Document Number			
Examiner Initials*	Cite No.1	Number Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	0041	US-4,945,479	07-31-1990	Rusterholz et at.	
	0042	US-4,949,717	08-21-1990	Shaw	
	0043	US-4,954,952	09-04-1990	Ubhayakar et at.	
	0044	US-4,965,417	10-23-1990	Massie	
	0045	US-4,969,709	11-13-1990	Sogawa et al.	
	0046	US-4,969,890	11-13-1990	Sugita et at.	
	0047	US-4,979,933	12-25-1990	Runge	
	0048	US-4,979,949	12-25-1990	Matsen, III et al.	
	0049	US-4,980,626	12-25-1990	Hess et al.	
	0050	US-4,989,253	01-29-1991	Liang et al.	
	0051	US-4,996,975	03-05-1991	Nakamura	
	0052	US-5,019,968	05-28-1991	Wang et al.	
	0053	US-5,020,001	05-28-1991	Yamamoto et al.	
	0054	US-5,065,741	11-19-1991	Uchiyama et al.	
	0055	US-5,078,140	01-07-1992	Kwoh	
	0056	US-5,086,401	02-04-1992	Glassman et al.	
	0057	US-5,091,656	02-25-1992	Gahn	
	0058	US-5,097,829	03-24-1992	Quisenberry	
	0059	US-5,097,839	03-24-1992	Allen	
	0060	US-5,098,426	03-24-1992	Sklar et al.	
	0061	US-5,105,367	04-14-1992	Tsuchihashi et al.	
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	0063	US-5,123,095	06-16-1992	Papadopulos et at.	
	0064	US-5,131,105	07-21-1992	Harrawood et al.	
	0065	US-5,142,930	09-01-1992	Allen et at.	
	0066	US-5,145,227	09-08-1992	Monford, Jr.	
	0067	US-5,166,513	11-24-1992	Keenan et al.	
***	0068	US-5,175,694	12-29-1992	Amato	
	0069	US-5,182,641	01-26-1993	Diner et al.	
	0070	US-5,184,601	02-09-1993	Putman	
	0071	US-5,187,574	02-16-1993	Kosemura et at.	-
	0072	US-5,196,688	03-23-1993	Hesse et al.	
	0073	US-5,201,325	04-13-1993	McEwen et al.	
<u></u>	0074	US-5,201,743	04-13-1993	Haber et al.	
	0075	US-5,217,003	06-08-1993	Wilk	
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	0080	US-5,251,127	10-05-1993	Raab	
	0081	US-5,257,999	11-02-1993	Slanetz, Jr.	
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Substitute for form 1449A/PTO					Complete if Known	
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STATEMENT BY APPLICANT			PPLICANT	First Named Inventor	Hwang, Yean-Yow	
				Art Unit	3739	
	(use as many sheets as necessary)			Examiner Name	Unassigned	
Sheet	3	of	9	Attorney Docket Number	022001-000902US	

		Document Number		1	a a.,
Examiner Initials*	Cite No.1	Number Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	0082	US-5,271,384	12-21-1993	McEwen et al.	
	0083	US-5,279,309	01-18-1994	Taylor et al.	
	0084	US-5,282,806	02-01-1994	Haber	
	0085	US-5,289,273	02-22-1994	Lang	
	0086	US-5,289,365	02-22-1994	Caldwell et al.	
	0087	US-5,299,288	03-29-1994	Glassman et al.	
	0088	US-5,300,926	04-05-1994	Stoeckl	
	0089	US-5,303,148	04-12-1994	Mattson et al.	
	0090	US-5,304,185	04-19-1994	Taylor	
	0091	US-5,305,203	04-19-1994	Raab	
_	0092	US-5,305,427	04-19-1994	Nagata	
	0093	US-5,309,717	05-10-1994	Minch	
	0094	US-5,313,306	05-17-1994	Kuban et at.	
	0095	US-5,320,630	06-14-1994	Ahmed	
	0096	US-5,335,313	08-02-1994	Douglas	
	0097	US-5,337,732	08-16-1994	Grundfest et al.	
	0098	US-5,339,799	08-23-1994	Kami et al.	
	0099	US-5,343,385	08-30-1994	Joskowicz et al.	
	0100	US-5,343,391	08-30-1994	Mushabac	
	0101	US-5,345,538	09-06-1994	Narayannan et al.	
	0102	US-5,357,962	10-25-1994	Green	
	0103	US-5,368,015	11-29-1994	Wilk	
	0104	US-5,368,428	11-29-1994	Hussey et al.	
	0105	US-5,371,536	12-06-1994	Yamaguchi	
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	0109	US-5,397,323	03-14-1995	Taylor et al.	
	0110	US-5,402,801	04-04-1995	Taylor	
	0111	US-5,403,319	04-04-1995	Matsen, III et al.	···
	0112	US-5,408,409	04-18-1995	Glassman et at.	
	0112	US-5,410,638	04-25-1995	Colgate et al.	
	0114	US-5,417,210	05-23-1995	Funda et al.	
	0115	US-5,417,701	05-23-1995	Holmes	
	0116	US-5,422,521	06-06-1995	Neer et al.	
-	0117	US-5,421,645	07-11-1995	Smith et al.	
	0117	US-5,434,457	07-18-1995	Josephs et al.	
	0119	US-5,442,728	08-15-1995	Kaufman et al.	
	+			Taylor	
	0120	US-5,445,166	08-29-1995	Taylor	
	0121	US-5,445,166 US-5,451,924	08-29-1995 09-19-1995	Massimino et al.	
	<u>. </u>	U3-3,431,824	09-19-1990		
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STA	STATEMENT BY APPLICANT			First Named Inventor	Hwang, Yean-Yow
				Art Unit	3739
	(use as many sheets as necessary)			Examiner Name	Unassigned
Sheet	4	of	9	Attorney Docket Number	022001-000902US

		Document Number	D. Milandian Data	Alama of Reserves on	Pages Columns Lines Where
Examiner Initials*	Cite No.1	Number Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	0123	US-5,455,766	10-03-1995	Scheller et al.	
	0124	US-5,458,547	10-17-1995	Teraoka et al.	
	0125	US-5,458,574	10-17-1995	Machold et at.	
	0126	US-5,476,010	12-19-1995	Fleming et al.	
	0127	US-5,490,117	02-06-1996	Oda et al.	
	0128	US-5,506,912	04-09-1996	Nagasaki et at.	
	0129	US-5,512,919	04-30-1996	Araki	
	0130	US-5,515,478	05-07-1996	Wang	
	0131	US-5,544,654	08-13-1996	Murphy et al.	
	0132	US-5,553,198	09-03-1996	Wang et at.	
	0133	US-5,562,503	10-08-1996	Ellman et al.	
	0134	US-5,571,110	11-05-1996	Matsen, III et al.	
-	0135	US-5,572,999	11-12-1996	Funda et al.	
	0136	US-5,609,560	03-11-1997	Ichikawa et al.	
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60332842 v1

Substitu	te for form 1449A/PT	·o		Complete if Known		
				Application Number	10/722,837	
INFO	DRMATION	l DIS	SCLOSURE	Filing Date	November 26, 2003	
STA	TEMENT E	BY A	PPLICANT	First Named Inventor	Hwang, Yean-Yow	
				Art Unit	3739	
!	(use as many sheets as necessary)			Examiner Name	Unassigned	
Sheet	5	of	9	Attorney Docket Number	022001-000902US	

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Examiner Initials*	Cite No.1	Document Number Number Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
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Examiner Initials*	Cite No.1	Country Code ³	Number⁴	Kind Code ⁶ (if known)	Publication Date MM-DD-YYYY	Applicant of Cited Document	Where Relevant Passages or Relevant Figures Appear	T [€]
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60332842 v1

Substitute f	for form 1449B/PT	0		Complete if Known		
INICO	384 A TION	- DIO	OLOCUPE	Application Number	10/722,837	
	_	_	CLOSURE	Filing Date	November 26, 2003	
STAT	STATEMENT BY APPLICANT			First Named Inventor	Hwang, Yean-Yow	
				Art Unit	3739	
(u	(use as many sheets as necessary)			Examiner Name	Unassigned	
Sheet	6	of	9	Attorney Docket Number	022001-000902US	

		NON PATENT LITERATURE DOCUMENTS	
Examiner Initials *	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	т
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Substitute	for form 1449B/PT0)			Complete if Known
=			01 001105	Application Number	10/722,837
			CLOSURE	Filing Date	November 26, 2003
STAT	STATEMENT BY APPLICANT			First Named Inventor	Hwang, Yean-Yow
				Art Unit	3739
(use as many sheets as necessary)			s necessary)	Examiner Name	Unassigned
Sheet	7	of	9	Attorney Docket Number	022001-000902US

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	0214	"Properties of Master-Slave Robots" (C. Vibet), Motor-con 1987	
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	0220	"Taming the Bull: Safety in a Precise Surgical Robot" (RUSSELL H. TAYLOR et al.), IEEE 1991	
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	0222	Abstract of a presentation "A Pneumatic Controlled Sewing Device for Endoscopic Application the MIS Sewing Instrument MSI" given at the 3rd World Congress of Endoscopic Surgery in Bordeaux, June 18-20, 1992 (1 page total).	
	0223	Abstract of a presentation "Camera Control for Laparoscopic Surgery by Speech-Recognizing Robot: Constant Attention and Better Use of Personnel" (COLIN BESANT et al.) given at the 3rd World Congress of Endoscopic Surgery in Bordeaux, June 18-20, 1992 (1 page total).	
	0224	Abstract of a presentation "Concept and Experimental Application of a Surgical Robotic System the Steerable MIS Instrument SMI" given at the 3rd World Congress of Endoscopic Surgery in Bordeaux, June 18-20, 1992 (1 page total)	
	0225	Abstract of a presentation "Design Considerations of a New Generation Endoscope Using Robotics and Computer Vision Technology" (S.M. KRISHNAN et al.) given at the 3rd World Congress of Endoscopic Surgery in Bordeaux, June 18-20, 1992 (1 page total)	
	0226	Abstract of a presentation "Telepresence: Advanced Teleoperator Technology for Minimally Invasive Surgery", (P. GREEN et al.) given at "Medicine meets virtual reality" symposium in San Diego, June 4-7, 1992 (20 pages total)	
	0227	Abstract of a presentation given at the 3rd World Congress of Endoscopic Surgery in Bordeaux, June 18-20, 1992, entitled "Session 15/1" (1 page total).	
	0228	Abstract of a presentation given at the 3rd World Congress of Endoscopic Surgery in Bordeaux (18 to 20 June 1992), entitled "Session 15/2" (1 page total).	
	0229	Abstract of a presentation given at the 3rd World Congress of Endoscopic Surgery in Bordeaux (18 to 20 June 1992), entitled "Session 15/4 (1 page total).	

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		0N DIO		Application Number	10/722,837
			CLOSURE	Filing Date	November 26, 2003
STAT	STATEMENT BY APPLICANT			First Named Inventor	Hwang, Yean-Yow
				Art Unit	3739
((use as many sheets as necessary)			Examiner Name	Unassigned
Sheet	8	of	9	Attomey Docket Number	022001-000902US

Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T²
0230	Abstract of a presentation given at the 3rd World Congress of Endoscopic Surgery in Bordeaux (18 to 20 June 1992), entitled "Session 15/5" (1 page total).	
0231	Abstract of a presentation 'Telepresence: Advanced Teleoperator Technology for Minimally Invasive Surgery" (P. GREEN et al.) given at the 3rd World Congress of Endoscopic Surgery in Bordeaux, June 18-20, 1992 (2 pages total)	
0232	Industrial Robotics (GORDON M. MAIR), Prentice Hall 1988 (pp. 41-43, 49-50, 54, 203-209 enclosed)	
0233	Statutory Declaration of Dr. Philip S. Green, presenter of the video entitled "Telepresence Surgery - The Future of Minimally Invasive Medicine"	
0234	Transcript of a video presented by SRI at the 3rd World Congress of Endoscopic Surgery in Bordeaux on June 18-20, 1992, in Washington on April 9, 1992, and in San Diego, CA on June 4-7, 1992 entitled "Telepresence Surgery - The Future of Minimally Invasive Medicine"	
0235	Wolf et al. (1990) "Student Reference Manual for Electronic Instrumentation Laboratories," 498-499.	
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Examiner		Date	
Signature	<u></u>	Considered	

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		0 N D 10	01 001105	Application Number	10/722,837	
		_	CLOSURE	Filing Date	November 26, 2003	
STAT	STATEMENT BY APPLICANT			First Named Inventor	Hwang, Yean-Yow	
				Art Unit	3739	-
((use as many sheets as necessary)			Examiner Name	Unassigned	
Sheet	9	of	9	Attorney Docket Number	022001-000902US	

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